

DOCKET NO. 47226-K064US  
Serial No.: 87/460,919

TRADEMARK  
MIDNIGHT

STATEMENT OF USE/AMENDMENT TO ALLEGE USE  
UNDER 37 CFR 2.88 WITH DECLARATION

MARK: **MIDNIGHT**

CLASS: 003

SERIAL NO.: 87/460,919

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TO THE COMMISSIONER FOR TRADEMARKS:

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APPLICANT NAME: Palm Beach Tan, Inc.

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GOODS:

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended). One specimen for each class showing the mark as used in commerce is submitted with this amendment. Applicant is using the mark in commerce in connection with the following goods:

*Tanning creams, lotions and gels; skin creams, lotions and gels for accelerating, enhancing, intensifying and extending tans; after tanning gels, creams and lotions; body and cosmetic creams, lotions and gels; body and facial bronzers in Class 003.*

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DATE OF FIRST USE:

Date of first use of mark anywhere in Class 003: at least as early as 3/1/18

Date of first use of mark in commerce which the U.S. Congress may regulate in Class 003: at least as early as 3/1/18

Type of Commerce: Interstate Commerce

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HOW MARK IS USED -- Mark is used in points of display for the products, labels, packaging, on the products and in other ways customary in the trade.

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DECLARATION

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he or she is properly authorized to execute this Statement of Use/Amendment to Allege Use on behalf of the applicant; he or she believes the applicant to be the owner of the trademark/service mark sought to be registered; the trademark/service mark is now in use in commerce; and all statements made on his or her own knowledge are true and all statements made on information and belief are believed to be true.

9/25/18

Date

**PALM BEACH TAN, INC.**

By: Palm Beach Tan, Inc.

Name: Shannon Taylor

Title: Sr. Dir. of Marketing

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